

Docket No. TAMAR-P2630

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ronald Lesser

Confirmation No.: 3406

Serial No.: 09/157,998

Art Unit: 3626

Filed: September 22, 1998

Examiner: Morgan, Robert W.

For: A SOFTWARE DEVICE TO FACILITATE CREATION OF MEDICAL
RECORDS, MEDICAL LETTER, & MEDICAL INFORMATION FOR
BILLING PURPOSES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NON-COMPLIANT AMENDMENT AND SUPPLEMENTAL
RESPONSE**

Sir:

This communication is in response to the Notice of Non-Compliant Amendment mailed December 31, 2008 and in further response to Applicant's November 19, 2008 Response to Correction Requirement and Amendment.

Contemporaneously herewith, Applicant submits the corrected section, e.g. the "Amendments to the Claims" section, along with a Supplemental Response. Among other things, this communication follows and is intended to supplement Applicant's November 19, 2008 Response to Correction Requirement and Amendment. Applicant respectfully submits that

Certificate of Transmission

I hereby certify that this correspondence is being transmitted via EFS to: Mail Stop: Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

/J. Mark Holland/
J. Mark Holland, Reg. No. 32,416

January 16, 2009
DATE

this may even more completely address any concerns that the PTO may have regarding the patentability of Applicant's claims.

In addition, Applicant respectfully submits that the Office Communication mailed December 16, 2008 is null and void based Applicant's receipt of the instant Notice of Non-Compliant Amendment mailed December 31, 2008. Further, Applicant's attorney's paralegal participated in a telephone conference with the Examiner on December 22, 2008, in which the Examiner indicated he would issue a Notice of Non-Compliant Amendment and that the December 16, 2008 Office Communication may be disregarded. Accordingly, Applicant has disregarded the December 16, 2008 Office Communication and responded herein to the December 31, 2008 Notice of Non-Compliant Amendment. If Applicant's understanding of this matter is incorrect or inaccurate, Applicant respectfully requests notice of same from the Examiner.

Remarks begin below on page 3, and amendments begin on page 13.